

OF Pennsylvania

De-Shawn Drumgo sr

V

CANU. _____

SGT Funk, Unit Manager Horning

C.O. Cline, C.O. James, C.O. Lowe

C.O. Yox, SGT Bare, SGT Gilbert

Security Lt. Mihul and Lt. Berfield

Tanya Hoist (GC) SGT McBeth, Deb Alford

C.O. Roth, SGT Buiney, Unit Mgr Digby

SGT Rivera, C.O. Hubert, Lt. Horner

Superintendent Laurel Hurry, (HGX) Schneck

C.O. Johnson, Unit Mgr Ritchey, Jane Doe, John Doe

SGT McGee, SGT Maul

FILED
SCRANTON

SEP 11 2020

PER Car
DEPUTY CLERK

1. Introduction

Plaintiff De-Shawn Drumgo sr, (here in after "Drumgo") brings this Court action pursuant to U.S.C. Section 1983 against defendants in their official and individual Capacity the defendants are state officials Plaintiff Also seek's to Place liens on any and all Properties Owned by the defendants.

2. Previous Lawsuits

- A) Drumgo V Brown 1:08-cv-00592 Jbs/Gms Reversed & Remanded in the 3rd Circuit Court of Appeals For Philadelphia
- B) Drumgo V Kuschel 1:14-cv-01135 Gms Reversed and Remanded Twice in the 3rd circuit Court of Appeal's for Phila

A) There is a grievance system of which these incidents about this campaign of on going harassment have been exhausted to no avail.

B) Drumgo has filed grievances concerning the issues mentioned in the Complaint at least One Hundred

C) Drumgo has exhausted all remedies threw All Administration and Central office

Defendants

1. Sgt Funk (here in after Funk) is a Sergeant at SCI-Camphill and resides @ SCI Camphill, P.O. Box 8837, Camphill, PA 17001
2. Hornung (here in after Hornung) is A Unit Manager at SCI-Camphill and resides @ SCI-Camphill, P.O. Box 8837, Camphill, PA 17001
3. C.O. Cline is a Correctional Officer (here in after Cline) resides @ SCI-Camphill, P.O. Box 8837 Camphill, PA 17001
4. C.O. James is a Correctional Officer (here in after James) resides @ SCI-Camphill P.O. Box 8837 Camphill, PA 17001
5. Sgt Gilbert (here in after Gilbert) is a Sergeant at SCI-Camphill and resides @ SCI-Camphill P.O. Box 8837, Camphill, PA 17001
6. C.O. Lowe (here in after Lowe) is a Correctional Officer at SCI-Camphill and resides @ SCI-Camphill P.O. Box 8837, Camphill, PA 17001
7. C.O. Yox (here in after Yox) is a Correctional Officer at SCI-Camphill and resides @ SCI-Camphill P.O. Box 8837 Camphill, PA 17001
8. Sgt Bare (here in after Bare) is a Sergeant at SCI-Camphill and resides @ SCI-Camphill P.O. Box 8837, Camphill, PA 17001
9. Lieutenant Mihal (here in after Mihal) is a Security LT at SCI-Camphill and resides @ SCI-Camphill, P.O. Box 8837 Camphill, PA 17001-8837

10. Lieutenant Berfield (hereinafter "Berfield") is a Sergeant at SCI-CamPhill and resides @ SCI-CamPhill P.O. Box 8837 CamPhill, PA 17001-8837

11. SGT McBeth (hereinafter "McBeth") is a Sergeant at SCI-CamPhill and resides @ SCI-CamPhill P.O. Box 8837 CamPhill, PA 17001-8837

12. Tonya Hoist (hereinafter "Tonya") is a Grievance Coordinator at SCI-CamPhill and resides @ SCI-CamPhill P.O. Box 8837 CamPhill, PA 17001-8837

13. Deborah Alvord (hereinafter "Deb") is the Assistant of the Superintendent @ SCI-CamPhill and resides @ SCI-CamPhill, P.O. Box 8837 CamPhill, PA 17001-8837

14. C.O. Roth (hereinafter "Roth") is a Correctional officer @ SCI-CamPhill and resides @ SCI-CamPhill P.O. Box 8837 CamPhill, PA 17001-8837

15. SGT Baine (hereinafter "Baine") is a Sergeant @ SCI-CamPhill and resides @ SCI-CamPhill P.O. Box 8837 CamPhill, PA 17001-8837

16. Unit Manager Digby (hereinafter "Digby") is a Unit Manager @ SCI-CamPhill and resides @ SCI-CamPhill P.O. Box 8837 CamPhill, PA 17001-8837

17. SGT Rivera (hereinafter "Rivera") is the Intake Sergeant for SCI-CamPhill and resides @ SCI-CamPhill P.O. Box 8837 CamPhill, PA 17001-8837

18. C.O. Hubert (hereinafter "Hubert") is the Property officer for SCI-CamPhill and resides @ SCI-CamPhill P.O. Box 8837 CamPhill, PA 17001-8837

19. Lieutenant Prospero (here in after "Prospero") is a Property Lieutenant at SCI-CumPhill and resides @ SCI-CumPhill P.O. Box 8837 CumPhill, PA 17001-8837
20. Superintendent Laurel Hurry (here in after "Hurry") is the Superintendent at SCI-CumPhill and resides @ SCI-CumPhill P.O. Box 8837 CumPhill, PA 17001-8837
21. Schnack (here in after Schnack) is A Partial & Bias Hearing examiner at SCI-CumPhill and resides @ SCI-CumPhill P.O. Box 8837 CumPhill, PA 17001-8837
22. C.O. Johnson (here in after "Johnson") is a Correction Officer @ SCI-CumPhill and resides @ SCI-CumPhill P.O. Box 8837 CumPhill, PA 17001-8837
23. Unit Manager Ritchey (here in after "Ritchey") is a Unit Mar. for the RMU of CumPhill and resides @ SCI-CumPhill P.O. Box 8837 CumPhill, PA 17001
24. MAJOR ZOBITINE (here in after Zobitine) is A Major at SCI-CumPhill and resides @ SCI-CumPhill P.O. Box 8837 CumPhill, PA 17001-8837
25. Sgt McFee (here in after McFee) is a Sergeant at SCI-CumPhill and resides @ SCI-CumPhill P.O. Box 8837 CumPhill, PA 17001-8837
26. Sgt Maul who is a Sergeant at SCI-CumPhill who resides @ SCI-CumPhill P.O. Box 8837-CumPhill, PA 17001-8837
27. John Doe who have Yet to be identified By Name or Name tag who resides @ SCI-CumPhill P.O. Box 8837 CumPhill, PA 17001-8837
28. Jane Doe who have Yet to be identified By Name or Name tag who resides @ SCI-CumPhill P.O. Box 8837 CumPhill, PA 17001-8837

(Relief Sought)

- 1) Temporary Restraining order and Separation from All the Officers and officials being sued and mentioned
- 2) Seek to sue both in the officers individual capacity and also their official capacity.
- 3) Seek All of my Property mention in Exhibit and or Grievance withheld by Unit Manager Harning Despite Proof of Exemption. (i.e. sweat suit, Brand new sneakers, Fan, Poncho, Glasses, Thermal, Bowls, Cups From out of state. Please see Exhibit for complete list (Property Be Return i legal work to be returned)
- 4) seek Nominal Damages from each defendant of 20,000 Dollars each
- 5) Seek Compensatory Damages from each defendant of 20,000 Dollars each.
- 6) liens Put on All Property until the outcome of this suit in regards to the Defendants
- 7) That harrasment stop and retaliation
- 8) That either the Defendants Be fired or Transferred or I the Plaintiff Be transferred
9. That, if my Property cannot be found that it be replaced and or Replaced and revenue refund
10. That I be Provided A outside Therapist for my mental health and all I've suffered
11. Compensation for Good time loss, wages as a cook Compensation And or Credit for the Good time I could've earned

Violation of 1st, 5th, 8th And the 14th Amendment
Right: Where the Plaintiff Drungo suffer's
From A ONGOING Campaign of Harassment.

I the Plaintiff swear and verify this Complaint
that is solidified with genuine factual material
that exist to Preclude not only frivolous
motions of dismissal but also Frivolous
Summary Judgements.

This Complaint is Founded
by not only A sworn & verified Complaint but
Affidavits and Grievance for every incident

To Proceed:

The Plaintiff was transferred to Pennsylvania
from Delaware After being A suspect and or
ring leader in the Murder of A Correctional
officer. Despite Not being indicted nor Charged
the Plaintiff Drungo still is harassed Daily
Weekly and or Monthly retaliation against
Drungo Continues as if he was Convicted.
The Plaintiff is Also retaliated against becau
he files Grievance and makes Record of
inAppropriate Threat's, harassment of sexual
Nature by staff.

The Plaintiff has lost Good time,
his Job and A chance to Shorten his Sentence
of which he has No Pennsylvania Cases
nor Charges. He is Sentenced under Delaware
Law which is A Flat Sentence.

On 9.3.19 Despite being a Level 3 Transfer from SCI-Franchville, I was transferred from GP of Franchville to RHU of Camphill. Only to be told by Lieutenant Berfield I would not be able to take over at SCI-Camphill.

9.4.19 After seeing "PRC" Program Review Comm that after evaluating my want to make progress sent me to a Foundational structure of N-Block to be Positive until a Bed was Open at M-Block T.C. according to Deputy Harner and others.

On And or Around the Date of 9.6.19

- 1) SGT Rivera and C.O. Lopez ignored my previous Legal exemptions Provided by Prior Prisons Coaltonashil and Franchville Thus causing these two officers to Deprive me of Approx. 3 Boxes Crammed into one big Box. I showed them the previous exemption And Also that I was a Emergency Transfer According to Franchville MAJOR WYDNER saying that all my Property sent with me was to be Accepted.

SGT Rivera, Felt it was more important to interrogate me. After seeing I was A interstate Contact he Ask was I Part of the Uprising at Delaware James T. Vaughn? I invoked my Fifth Amendment. He said we need to kill more Prisoner's here Like at Vaughn More Particularly ones like You."

I + would take me 8 months to Recieve my legal work that he withhold

Thus resulting in me being Denied Adequate Access to the Courts in regards to be able to File my Motion for Actual Innocence And Also Litigate my Several Civil suit.

2) On October 1st, 2019 C.O. James a Female C.O. Presumed to be Lesbian told the Plaintiff Drumgo to suck her Dick! and that she was not scared of A C.O. Killer from Delaware??! (I filed A Pre-Grievance)

~~October 1st 2019~~

3) Drumgo was interview by another Presumed Lesbian Security Lieutenant Mihal with in hours of this interview the Plaintiff Drumgo was Wrongfully Transferred (Demoted) to the Animal House call P. Block. That smelled of Dog Fecies and a More Secure Unit Constant Door Slamming and Yelling. This Caused the Plaintiff Drumgo to be taken off the T.C. Program list set BY The Superior's of the Administration "PRC"

Date
10.4.20

4) Before Drumgo Left he was told BY SGT Gilbert that he was being Demoted for filing Grievance And or PRA on his Officers (C.O. James)

Assault)

4B) 9-26-20 SGT Maul Also Ransomed on me Snatching my Kofi off my head and Called me A Murderer and C.O. killer. I wrote Ms Dight the Unit Manager to No Avail I Also filed 3 A Grievance.

5) On the Date of 10-9-19 the Retaliation Continued When SGT STUM Spoke of the Plaintiff filing A Prea on his officer James (see exhibit /Grievance)

9:40 AM

6) On the Date of 10-10-19 the Retaliation Continued When SGT McBeth Denied the Plaintiff the Use of the Kiosk Because the Plaintiff filed A Prea on James According to SGT McBeths Girlfriend or Love Unit Manager of N-Block MS Drighy (Please see Grievance & exhibit)

7) on the Around About Date 10-10-19 at 4:15 PM SGT Funk Threw my toilet Paper over the Railing Yelling No toilet Paper for A Cop killing Nigger from Delaware He said: You think You Gave Just File Prea's with No repercussions

8) Days After this Drumeo was Called to Security Again Seen by lieutenant Mihail who Blatantly Said Get use to it! Cuz Being Called A Cop. by ing Nigger. They can say what the want. SGT Funk continued on working P-Block.

9) On Around the Date of Nov 6th, 2019 The Plaintiff filed A Prea on the Unit Manager And Grievance on Unit Manager Hornung who Was Shaken the Cell Door using his Creepy Voice short of A Whisler (Just Above A Whisler) Horny Hornung said take that shirt Down so I can see that Black Ass!!!

I wrote Deb Alford, Major Zobitine & L. Harry to NO Avail

She Also Asked what I was sent to Chester or Phoenix with the rest of the Delaware Girls?

10) On And or Around the Date of Feb 10, or 12th 2020
the Plaintiff seen Superintendent J. Harry and
her black hair male Assistant Possibly the Deputy
In short The Plaintiff Drums Asked Laurel
Harry When would his wife Be reinstated
to the visitors list. Laurel Harry smiled
with A Demonic Smile And said Arent
You that Guy From Delaware I'm hearing
so much Bad stuff About?

The Plaintiff ~~and~~ Simply replied I do not
currently have ANY misconduct at Camphill
and I'm working and Programming.

Will be like the You Continue to
File Grievances on MY Officers That
Visitor whom ever she may be will NOT be
returning.

Despite the Fact the infraction
Not occurring AT Camphill Laurel Harry
Denied Verballly without correct review with
simply Prejudice. Then later she said
something Different.

11) As The Date of 10-31-19/20 I filed numerous Grievances that mentioned Tonya Heist who is the Grievance Coordinator. Despite it Being A Conflict of Interest she still Wrongfully Rejected my Grievance Either straight out or with A lie or with A SPIN. Made this was Appealed to Both Deb Alford & Laurel Harry to no Avail. And the Conflict Continued And clearly Not only inter-fereed with Tonya Heist Being impartial and fair but caused her to become ~~scared~~ scared According to Unitmanager Hornung.

(Retaliation for filing Grievances)

12) Unit Manager Hornung Called me in his office somewhere Around the Date of May 8th 2020 I believe like the 4th or 5th in which he tried to Persuade me Not to file anymore Grievance because I had Pissed him and Tonya Heist off I the Plaintiff Declined And I recievd two Frivilous Misconducts From Not only Tonya Heist But Also Hornung These two according to the Hearing Examiner Conspired to retaliate Against the Plaintiff Drumbo for filing Grievances and Previ Against the both of them Drumbo WAS Found Not Guilty later BY Hex Schenk

13) On May 18th, 2020 I seen the Unit manager and officers Cline & Johnson in a huddle and Horning pointing in my direction later that Day I was hit with a Campbell Special Lie which is a Lie on a misconduct.

14) C.O. Cline took my tablet off the Kiosk and took it to C.O. Johnson she called a Code without the SGT Long's Permission C.O. Cline intentionally lied saying I said something to her when she never came to my Door. Only the SGT Long who I have a Report with it and the Court was to review the video. As I left C.O. Cline said "Horny" - Horning sends his regards

15) I was Given a Bias, Unfair, Partial Hearing And which I was Deprived Due Process I was Not allowed to Confront my Accuser Nor call my witnesses Nor use the Video (Hex) Schnek Deprived me of Due Process & suffered cruel/unusual

16) I was Wrongfully Found Guilty and Given 30 Days in which I was Put in a molded cell that was Flooding Daily.

17) Because of this Unit officer Cline and Hearing Examiner Schnek I suffered a cruel and unusual Punishment where I was Deprived a Change of Underwear, Tee Shirt and Shower shoes which caused me to suffer of Athlete's Foot Constant itching.

I was Denied Basic Necessity for Two weeks And Also Deprived "Adequate Access" to the Courts My Property was Deprived By C.O. Hubert Unit Manager Both Ritchey and Harding Despite the Fact the Law Library had Proof of My Deadline Due in the 3rd Circuit Court of Appeals for Philadelphia:

17) After Asking Unit Manager Ritchey and Counselor Ms Fells they Both let me know that C.O. Hubert takes a month to bring shower shoes And Basic Necessity And could Careless About Adequate Access to the Courts.

18) This is Contrary to Policy and Procedure And Operations of Other PA Doc SCI-Facilities who give out Diddy Bag's which consist of Basic Needs Shower Shoes, Socks, Boxer (3), Tee-Shirt, Wash Cloth And within A week of Housing they Pull out your Property and Allow you A Box Full of Property. Here at SCI-Campbell who make as their own Entity, with every

I informed Lieutenant Tobias, Lieutenant Jones C.O. Spriggle SGT Binsley and other John Docs

19) C.O. Both told me I was only Allowed one pair of Boxers And that I had to wear Clean Boxers while Dirty to the Shower or Dirty Boxers while Clean Despite Covid 19 for the Record every count of Complaint has been Exhaust

20) When C.O. Hubert finally Brought my Property in ONLY ten inch Portions he Brought me what he thought I should of Had, Versus what I needed.

21) I was informed BY Um Ritchey that half of my Property was kept BY Unit Manager Hornung which was Against Policy. (Retaliation By Hornung)

22) I informed C.O. Hubert who told me that the word is Unit Manager Hornung and Tonya Heist have it in for ~~the~~ me. He said their going to try to plant a Gracie knowing most of your Property is in the P. Block Closet under the Guarded key of Unit Manager Hornung.

their Gode to tell you to File A Grievance ONLY so Tonya Heist can Reject or Deny this will have Hornung and this Officer's Esting based for some time just imagine how many times they Do this then some Get Transferred. (Please see Exhibit that) Shows All I'm still missing.)

As Promise my Property Grievance was Reject BY the Conflict of interest the Plaintiff Appealed to NO Avail. Tonya Heist said I was on Restriction then when I filed AGAIN she said the 15 day window expire ~ SPIN MORE, Campbell Special

Superintendent L. Harry And Assistant Uphold and
Support the Foolish Fascism Perpetrate at SCJ-
Campbell Daily.

23) On July 28th, 2020 I turned around to see
C.O. Lowe with MY Tablet which he intentionally
Pulled MY Tablet Holding it Upside Down while
still SYNCING Hooked UP to the kiosk Also
DAMAGING the Plug or Arm to the kiosk
but this also Can Break MY Tablet's socket
When I asked him About this "He said:
Arent You the Guy who murdered a C.O.
in Delaware Fuck Your shit!!!

24) I brought this to the Attention of
SGT Bare which Lead to C.O. Lowe
Telling me to suck his Dick and to
Lock the Fuck in!

SGT Bare Support this when he
said You heard what the Fuck he
said Lock in!

25) After going to MY Cell C.O. Yox Called
MY Cell and said "Lowe" said are you
going to suck his Dick? well are you?!!
He continued. He said if You Don't suck
his Dick You will not Be coming out of
Your Cell tomorrow on MY shift for DetRoom.
(I filed A Prea i Circuance) to no Avail

(Their should be outside Clerk who investigates Prison Grievances)

26) On July 29th 2020 I was Called to Security to see L.T. Mihail to no Avail

27) On July 29th 2020 my Cell Door Did Not Open for Day Room I hit the Emergency Button where C.O. Ms Jane Doe said You know what Yox said Yesterday.

So I then Called the Sgt McGee who came to the Cell Door and told me, I know what Yox and Lowe want You to do For Day Room such Dick You Murderer! He walked Away

Clearly I was Being Punished For Not Performing A Sexual act, for filing A Grievance involving my PRGA RIGHTS and Where and What I Came from.

28) Around the Date I believe was 8.12.20 SGT Funk who is Previously mentioned As Calling me A Nigger & Killer.

Saw the Opportunity to take my tablet at the Kiash he took it in to the Bubble then he and C.O. Yox who I could see from my cell Both said Threw my cell Speaker. Yeah this Prison ON You Dickhead! we Got Your tablet SGT Funk then Brought me A inventory Sheet for my Tablet. I said I know what this is About Bro!! He said I'm NOT Your Bro Your

"I Know what this is About Bro". He said I'm not ya
Bro Your A Nigger.

29) I was called to Security By L.T. Mihal again
who Clearly Failed to Protect.

30) On August 5th, 2020 I walked threw the Outside
hallway coming from Yard at Around 3:30 PM
SGT Bare said File Another Prea or Even a
Grievance and Hurt's Your Ass!

31) On August 5th, 2020 later that night
Review Camera SGT Bare Announced that the
Entire Corner of Cell's would be burnt for
Day Room if I Continued to file Prea's and
Grievances.

32) I went to Security Around August 14th 2020
it was A Friday I seen L.T. Berfield who
Asked me How was I and I Replied I'm
low. He said No Your Not Your still filing
Grievances And Prea's.

Which He Failed to Protect me Also

33) On August 28th, 2020 Around 2:30 PM
while walking to Jumah service SGT Funk
stopped me when he had no reason and said
You keep Reporting Retaliations Motherfucker and
I will see that you are Killed! Either throw
Corona Or A inmate

I swear And Verify this Complaint is that every issue
in MY Complaint has been Grievd And Exhausted

34. On And I Asked Sgt Bare About the time for Day Room being stolen beings tho we were entitled to 1 hour 15 minutes however we only got 65 minutes He said I'm lucky to get anything with all the paperwork I file.

I then asked him why my cell is the only cell that the Count light is kept on the Entire 2 to 10 shift Daily. He said we must keep eyes on Yox at all times. I the Plaintiff have been to numerous Buildings and the Count light is only used for Count times. Not Torture or harrassing

35. Sgt Bare Came to my cell minutes later and told me I better stop. Questioning him or Get sent to the Hole.

36. On September 1st, 2020 As A result of Being a witness my celly "Carlos Lopez" was sent to the "Hole" and at 8:15 to 8:30pm Sgt Bare & Yox Said Your next Drumgo I down I to go! They took Carlos Lopez Property and Left

37. On Sept 2nd 2020 C.O Yox Delievered me Food tray telling me to enjoy my "Covid" meal. This was at around 5:00pm Dinner

38. Sept 6th, 2020 Sgt Funk tried to Deliver A Food tray saying Enjoy, I refused the food meal for Fear of Being Poisened.

I the Plaintiff Swear Under the Penalty of Federal Perjury The foregoing is True to the best of my ability

Deshawn Drumgo sr
NCL640
SLI-Cumprill

D. Drumgo
9.7.20

Certificate of Service

I De-Shawn Drumgo swear and verify the Complaint
Enclosed

To: Middle District Court

420 U.S. Courthouse

235 N. Washington St

Scranton, PA 18501

To: Attorney General Office

D. Drumgo

De-Shawn Drumgo SR #NC1640

9.7.20

DeShawn Drumgo sr
NC1640
SCS-Campbell
P.O. Box 8837
2500 Lisburn Road
Camphill, PA 17001

United States District Court
For Middle District of Pennsylvania
Clerk of Court
420 U.S. Courthouse
235 N. Washington St
Scranton, Pennsylvania
18501



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